

REMARKS

Claims 1, 3-8, 10-13, and 15-23 are all the claims pending in the present application.

In summary, the Examiner has maintained the previous rejections and added a few supplemental arguments in the *Response to Arguments* section of the current Office Action. Specifically, claims 1, 3-8, 10-13, and 15-23 remain rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Sideman (U.S. Patent Application Publication No. 2002/0116716) in view of Fushiki (U.S. Patent Application Publication No. 2004/0044732).

With respect to independent claim 1, Applicant previously argued that the applied references, including Sideman, fail to disclose or suggest at least, “wherein the client is operable to download the multimedia editing program from the server,” as recited in claim 1. *See page 9 of March 11 Amendment, Response dated June 27, 2008, and Amendment dated January 26, 2009.*

Further, Applicant argued that independent claims 5, 12, 13, and 19 are patentable at least based on reasons similar to those set forth above with respect to independent claim 1.

In response, the Examiner alleges:

Applicant argues that Sideman does not teach wherein the client is operable to download the multimedia editing program from the server as recited in amended claim 1. The Examiner respectfully disagrees since the multimedia program recited in amended claim 1, specifically refers back to a multimedia program whereby a client is operable to upload a video file and create a multimedia editing command file. Thus, the multimedia program downloaded does not preclude the multimedia program downloaded from being a program which interfaces for controlling a video editor such as that disclosed in Sideman (See [0073]-[0083] which discloses a virtual editor control panel and flash module which is downloaded by every client) so as long as the multimedia program allows for video files to be uploaded and multimedia editing command files to be created (See [0017] which discloses allowing for client uploads and [0024]-[0025] and [0076]-[0080] which discloses

creating multimedia editing command files). In other words, the flash module and virtual editor control panel which is downloaded by every client is a multimedia editing program in itself and is construed to be the multimedia editing program of amended claim 1, as it allows for the uploading and creation of editing command files.

In response, Applicant maintains the previously submitted arguments and further submits that the independent claims are patentable at least based on the following reasons. Independent claim 1, for example, specifically recites that a multimedia editing command file, which is located at the client, is created using a multimedia editing program. The multimedia editing program is downloaded from a server. In paragraph [0080] of Sideman, it is disclosed that edit commands are produced by an interface at a client in the invention of Sideman, and these edit commands are sent to an application server 20. The cited portions of Sideman also disclose that the application server produces a record of all edit commands as an edit list in the database server 30. The edit commands produced by the GUI interface of the client in Sideman are simply signals, for example, which are sent from the client to the server. The application server 20 of Sideman is where a record of the command signals is produced. Very differently, claim 1, for example, describes that a multimedia editing command file is created using a multimedia editing program that is downloaded from a server to a client. And the multimedia editing command file is located at the client. This is very different from the record that is created in Sideman based on the edit commands (signals), where the edit command record is located at the server.

At least based on the foregoing and the previously submitted arguments, Applicant maintains that the claimed invention, as recited in claim 1, for example, is patentably distinguishable over the applied references, alone or in combination.

Applicant maintains that dependent claims 3, 4, 6-8, 10, 11, 15-18, and 20-23 are patentable at least by virtue of their respective dependencies from independent claims 1, 5, 13, and 19.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

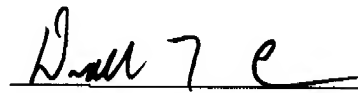
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